CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

AUG 3 0 2007

JOHN F. CORCOBAN, CLERK BY:

)
) Civil Action No. 7:07-ev-00392
)
) FINAL ORDER
)
) By: Samuel G. Wilson
) United States District Judge

In accordance with the accompanying Memorandum Opinion entered on this day, it is hereby

ORDERED

that Smith's action is **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915A(b)(1).

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to the plaintiff.

ENTER: This August 29, 2007.

UNITED STATES DISTRICT JUDGE